

**DISCLAIMER**

*This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).*

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, SEPTEMBER 22, 2000

APPLICATION OF

TRANSBEAM OF VIRGINIA, INC.

CASE NO. PUC000136

For certificates of public  
convenience and necessity to  
provide local exchange and  
interexchange telecommunications  
services

**FINAL ORDER**

On May 18, 2000, Transbeam of Virginia, Inc. ("Transbeam" or "Company"), completed an application for certificates of public convenience and necessity ("certificates") with the State Corporation Commission ("Commission") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. The Company also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

By Order dated June 8, 2000, the Commission directed Transbeam to provide notice to the public of its application, directed the Commission Staff to conduct an investigation and file a report, and scheduled a public hearing to receive evidence relevant to Transbeam's application.

On August 28, 2000, the Staff filed its report, finding that Transbeam had adequately demonstrated its financial, managerial, and technical ability to provide local exchange and interexchange telecommunications services in accordance with the Commission's Rules Governing the Offering of Competitive Local Exchange Telephone Service, 20 VAC 5-400-180 ("Local Rules"), and with the Rules Governing the Certification of Interexchange Carriers, 20 VAC 5-400-60 ("IXC Rules"), subject to two conditions. These conditions are: (1) Any customer deposits collected by the Company be retained in an unaffiliated third-party escrow account until such time as the Staff or Commission determines it is no longer necessary; and (2) Transbeam shall provide audited financial statements of its parent, Transbeam, Inc., to the Staff of the Division of Economics and Finance no later than one year from the effective date of Transbeam's initial tariff.

A hearing was conducted on September 13, 2000. Transbeam provided proof of notice and service as directed by the Commission's June 8, 2000, Order. At the hearing the proof of notice and service, the application with accompanying exhibits, and the Staff Report were entered into the record without objection. The Applicant agreed to the recommendations of the Staff.

NOW UPON CONSIDERATION of the application and the Staff Report, the Commission finds that Transbeam's application, as well as the requested waiver, should be granted.

Accordingly, IT IS ORDERED THAT:

(1) Transbeam of Virginia, Inc., hereby is granted a certificate of public convenience and necessity, No. T-509, to provide local exchange telecommunications services.

(2) Transbeam of Virginia, Inc., hereby is granted a certificate of public convenience and necessity, No. TT-111A, to provide interexchange telecommunications services. Transbeam is also granted authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

(3) The certificates herein are granted subject to the restrictions set forth in the Commission's IXC and Local Rules, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order, including the following conditions:

(a) Should Transbeam collect customer deposits, it shall establish and maintain an escrow account, held by an unaffiliated third party, to hold such funds and shall notify the Division of Economics and Finance of the escrow arrangement. Any escrow arrangement established pursuant to this Order shall be maintained for such time as the Staff or the Commission determines is necessary.

(b) Transbeam shall provide audited financial statements of its parent,

Transbeam, Inc., to the Division of Economics and Finance no later than one (1) year from the effective date of Transbeam's initial tariff.

(4) Transbeam shall file tariffs with the Division of Communications that conform with all applicable Commission rules and regulations from which the Company has not been granted a waiver.

(5) Since there is nothing further to come before the Commission, this case hereby is dismissed and the papers herein placed in the file for ended causes.